

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
DELTA DIVISION**

EMPIRE PETROLEUM HOLDINGS, LLC

PLAINTIFF

VS.

CAUSE NO. 2:11-cv-064-V

BILL STUBBLEFIELD and DON SMITH

DEFENDANTS

BILL STUBBLEFIELD and DON SMITH

COUNTER-PLAINTIFFS

VS.

EMPIRE PETROLEUM HOLDINGS, LLC

COUNTER-DEFENDANT

**AMENDED ORDER GRANTING MOTION OF EMPIRE PETROLEUM HOLDINGS, LLC
TO SUBSTITUTE PROPER PARTY DEFENDANT IN PLACE
OF BILL STUBBLEFIELD, DECEASED**

Before the Court is the Motion of Empire Petroleum Holdings, LLC (“Empire”) to Substitute Proper Party Defendant in Place of Bill Stubblefield, Deceased.

For good cause shown and being advised that the substituted party has no objection, the instant motion should be granted in all respects without the necessity of a hearing, it is,

THEREFORE, ORDERED that pursuant to Fed. R. Civ. P. 25(a), Mari Klyce Oakes Stubblefield, as executrix of the estate of Bill Stubblefield, deceased, shall be, and is hereby, substituted as a proper party defendant to this cause in Mr. Stubblefield’s stead with respect to all claims not subject to arbitration as determined by this court.

IT IS FURTHER ORDERED that Empire shall serve the substituted party with a copy of this ORDER within 5 days of this date.

SO ORDERED this 10th day of May, 2012.

/s/ Jane M. Virden
UNITED STATES MAGISTRATE JUDGE